

O I P E Date of Deposit: September 17, 2004

Attorney Docket No: 24025 501 NATL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SEP 17 2004
PATENT & TRADEMARK OFFICE
APPLICANTS :

Eisenberg

SERIAL NUMBER: 10/009,809

EXAMINER : Patrick J. Nolan

FILING DATE : April 26, 2002

ART UNIT : 1644

FOR : NOVEL ANTI-ALLERGIC AGENTS

Mail Stop AF

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

NOTICE OF APPEAL

Pursuant to 37 C.F.R. §1.191, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Examiner's March 17, 2004 Office Action finally rejecting the claims in the above-identified application. A check (Check No. 19346) in the amount of \$160.00 for filing this Notice is enclosed herewith as required under 37 C.F.R. §1.17(b).

Applicants have concurrently filed a petition and fee for a three-month extension of time. With the extension, the Notice of Appeal is due on or before September 17, 2004.

The Commissioner is authorized to charge any additional fees that may be due, or credit any overpayment to Deposit Account No. 50-0311, Reference No. 24025-501 NATL. A duplicate copy of this Notice is enclosed.

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Dated: September 17, 2004

Respectfully submitted,

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